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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

MEPR (minor);
HUGO MENDOZA;
JUAN AMBROSIO PEREZ;
MARIA LUISA SOLORZANO;

Plaintiffs,

v.

UNITED STATES GOVERNMENT,
Defendant.

No. C 08-3758 WHA

**STIPULATION TO DISMISS and
[PROPOSED] ORDER ;
ORDER VACATING HEARING**

Plaintiffs, by and through their attorney of record, and Defendant, by and through its attorneys of record, hereby stipulate, pursuant to Rule 41(a), Federal Rules of Civil Procedure, to dismissal of the above-entitled action without prejudice.

The parties also request that the Court vacate the hearing on Defendant's motion to dismiss scheduled for January 22, 2009.

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Each of the parties shall bear their own costs and fees.

Dated: December 16, 2008

Respectfully submitted,

JOSEPH P. RUSSONIELLO
United States Attorney

/s/
ILA C. DEISS¹
Assistant United States Attorney
Attorney for Defendant

Dated: December 16, 2008

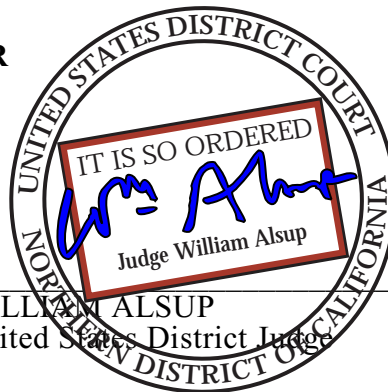
/s/
ENRIQUE RAMIREZ
Attorney for Plaintiffs

ORDER

Pursuant to stipulation, IT IS SO ORDERED.

Date: December 17, 2008

WILLIAM ALSUP
United States District Judge



¹ I, Ila C. Deiss, hereby attest that I have on file all holograph signatures for any signatures indicated by a “conformed” signature (/s/) within this efiled document.